

UNITED STATES DISTRICT COURT

DISTRICT OF SOUTH DAKOTA

WESTERN DIVISION

UNITED STATES OF AMERICA,)	CR. 08-50074-AWB
)	
Plaintiff,)	
)	
vs.)	ORDER GRANTING
)	THIRD MOTION TO CONTINUE
BRUCE L. WARWICK,)	
)	
Defendant.)	

Defendant moves for a continuance in the above-captioned case. Docket 19. Defendant seeks this continuance to provide additional time to continue plea negotiations and resolve this matter in lieu of trial. The Government does not oppose this motion. The Court finds that the ends of justice served by continuing this trial outweigh the best interests of the public and the Defendant in a speedy trial. Based on the foregoing, it is therefore

ORDERED that Defendant's motion is granted. The following deadlines shall apply:

Suppression/voluntariness motions	February 24, 2009
Responses to motions due	Within five days after motion is filed
Subpoenas for suppression hearing	February 24, 2009
Suppression/voluntariness hearing before Magistrate Judge Veronica Duffy	If necessary, shall be held before March 10, 2009

Applications for Writ of Habeas Corpus Ad Testificandum	March 17, 2009
Other motions	March 24, 2009
Responses to motions due	Within five days after motion is filed
Subpoenas for trial	March 24, 2009
Plea agreement or petition to plead and statement of factual basis	March 24, 2009
Notify court of status of case	March 24, 2009
Motions in limine	March 31, 2009
Proposed jury instructions due	March 31, 2009
Jury trial	Tuesday, April 7, 2009, at 9 a.m.

The period of delay resulting from such continuance is excluded in computing the time within which the trial of the offense must commence. 18 U.S.C. § 3161(h)(8)(A).

A signed waiver of Defendant's speedy trial rights is to be filed by **Wednesday, February 18, 2009.**

All other provisions of the court's standing order remain in effect unless specifically changed herein.

Dated February 3, 2009.

BY THE COURT:

/s/ Andrew W. Bogue

ANDREW W. BOGUE
SENIOR DISTRICT JUDGE